

1882-007 Chancery Causes: David Bishop vs. Orlena Bishop  
Lee Co.

Lawson, Herd

CA-Divorce



To the Honorable John A. Kelly  
Judge of the Circuit Court  
of Lee County,

Humbly complaining,  
showeth unto your Honor, your  
orator David Bishop a citizen of  
Lee County Virginia, that heretofore,  
to wit: on the      day of      1874  
in the County of      and State of  
your orator and his wife Orleans  
Bishop (then Orleans Lawson) were  
united in marriage.

Your orator and his said wife  
resided together, since their mar-  
riage, in the County of Lee and  
State of Virginia, and lived to-  
gether as man and wife, up to  
about the month of March 1875, du-  
ring all of which time your ora-  
tor endeavored to and did bestow  
upon his wife all that care pro-  
tection and comfort &c, which is  
due from a husband to his wife,  
and gave her no reason or excuse  
for her subsequent misconduct  
which your orator will hereafter  
set forth.

Your orator farther states and charges



that about the month of March 1875, his said wife, disregarding her marriage vows, deserted your orator and his home and has remained away ever since. And your orator further states, that he in no wise connived at her misconduct.

There was one child by the name of Stakely born, the issue of said marriage.

Your orator is not willing to continue longer in the marriage state with his said wife, and is advised that a court of equity will relieve him from such an alliance, upon proper testimony, which your orator is ready to and will produce.

The premises considered, the prayer of your orator is, that the said Orleans Bishop be made a party defendant to this bill, and be required to answer the same fully and truthfully. That the bonds of matrimony heretofore existing between your orator and his said wife, be perpetually dissolved by your Honor's decree.

And if your orator has in any



may mistake his remedy, he prays  
for all such other, farther and  
different relief as equity may  
require, and is consistent with  
good conscience.

May the commonwealth's subpoena  
in Chancery issue

And your orator will ever pray. &c

David Bishop.

By A. D. M. M. M.  
his atty.



Or bek \$ 3.39 July 18

6 3.76

8 15.00

8 20

Depo \$22.65

1.13

\$23.78

Manus

David Bishop

Bill

Orleana Bishop

1881. June, Bill, Sept. Spa

" not excepted, alias amended.

" July, alias Spa not excepted.

" Aug, Sept, & Oct. Cont'd

" Nov Spa Ex & O. N.

" Dec. O. N. Conf'd & set for

hearing by Bill

1882, Mr. Continued

" Aug. Continued

" Nov. Decree final

1880 to 1890

Ad 92



David Bishop Pff  
vs  
Orleana Bishop Spt

This cause came on this day  
<sup>to be heard</sup>  
upon the bill, depositions  
of witnesses, and exhibits pre-  
sented, and was argued by  
counsel.

And upon mature consid-  
eration it is adjudged or-  
dered and decreed, <sup>by the court,</sup> that the  
bond of matrimony heretofore  
existing between the plaintiff  
and defendant be dissolved,  
and that the defendant be re-  
strained and prohibited from  
ever marrying again.

And this cause is stricken from  
the docket.



David Bishop  
no { scene  
Orleans Bishop

Entered passy  
290. J. A. Hyatt  
Albany

Enter  
J. A. H.  
Dec. 2/82



Va, Scott Co - To wit:

The depositions of George Bishop taken before me Robt F Lyon a justice of the peace in and for the county aforesaid, at my residence, the 27<sup>th</sup> day of October 1882, pursuant to the annexed notice.

George Bishop, a witness of lawful age after being duly sworn deposes and saith,

Q

Are you acquainted with David Bishop & Orleana Bishop his wife?

A

I am

Q

Please tell what you know about her separation from him.

A

I know she left him and she did not have any cause to leave him.

Q

Do you regard her desertion from him as willful?

A

I do

Q

About what time did she leave him?

A

about eight years ago

Q

Has she remained away from him ever since

A

yes

And further this deponent saith not.

George <sup>his</sup> Bishop.  
mark

I, Robt F Lyon a justice of the peace in, and for the county of Scott & State of Va,



do certify that the foregoing depositions  
were taken before me at my residence  
in my county, on the 27th day of Oct 1882  
the witness being duly sworn.

given under my hand this Robt F Lyar, J., Jr  
the 27 day of october 1882.

Orlena Bishop

Daniel Bishop

vs J Debo.

Orlena Bishop

Filed by mail &

filed Nov. 20<sup>th</sup> 18 82

J. A. Stewart  
Clerk



To

Mrs Orleana Bishop

Take notice, that on the 27<sup>th</sup> day of Oct, 1882, at  
Robert Dyer's residence, in Scott county,  
State of W. Va I shall, proceed to take the depositions of  
George Bishop & others,  
to be read as evidence on behalf of  
Myself, in a certain suit  
now pending in the Circuit Court of Sec county,  
Virginia, wherein I am  
plaintiff, and you are  
defendant; and if, from any cause, the taking of said deposition,  
be not commenced on that day, or if commenced, and not concluded  
on that day, the taking of the same will be adjourned or continued  
from day to day, or from time to time, and from place to place until  
the same shall be completed. You may attend if you wish.

Respectfully, &c.,

David Bishop.  
By atty



I accept the service of the  
within notice This the  
24th day of Oct 1882

Orlena Bishop



To Mrs Orleans Bishop

You are hereby notified  
that on Saturday August the  
12th day 1882, at the residence of  
Robert F. Lyon, in Taylor District,  
Scott County Virginia, I shall pro-  
ceed to take the depositions of James  
H. Ford & others, to be read as evidence  
in a certain suit in Chancery now pend-  
ing in the Circuit Court of Lee County  
Virginia, in which I am plaintiff  
and you are defendant. And if from  
any cause the taking of said depo-  
sitions be not commenced, or if com-  
menced and not completed I shall  
continue from time to time and from  
place untill the same be completed

You are invited to attend and  
cross examine.

Aug 3rd 1882.

Respectfully

David Bishop

By H. G. Mearns

Att. at law.



I accept the service of the  
within notice, Aug 4 day 1882.  
Notices Orleny Bishop

3 Goins

Orleny Bishop

no notice

Orleny Bishop



David Bishop }  
Orleana Bishop } In Chy

Pursuant to the annexed notice the taking of the depositions in the above case is adjourned and continued till the 14<sup>th</sup> day of August 1882 <sup>at this place</sup> no witness being present. This August 12/1882  
Residence of R. F. Lyon,  
Leath Co Va. Robert F. Lyon J. P.

Virginia - Leath County - to-wit.

The depositions of James Herd and others taken <sup>This day, at my residence</sup> before me, R. F. Lyon a justice of the Peace of the aforesaid County and State. taken pursuant to the annexed notice and the foregoing adjournment, to be read as evidence in a suit in Chy pending in the Circuit Court of Lee County Va, on behalf of David Bishop wherein David Bishop is plaintiff and Orleana Bishop is defendant. This 12 day of August 1882.

James Herd a witness of lawful age



after being duly sworn deposes  
and says, as follows:

Qn 1 Do you know whether David  
Bishop's wife Orleans Bishop ever  
deserted her husband David Bishop  
or not, if so tell what you know  
about it.

Ans She did desert him in the  
year of 1874 She told<sup>me</sup> she  
would not live with him any more.

Qn 2 Has she remained away from him  
for the last five years or longer?

Ans Yes

Qn 3 About how long has she remained  
away from him?

Ans about eight years  
and this deponent says the Mat-  
James <sup>his</sup> ~~Hand~~ <sub>man</sub> Robert F. Lyon J. P.

Imagined Scott county to visit

This is to certify that the foregoing depositions  
were taken before me Robert F. Lyon an  
acting justice of the peace in aforesaid county  
the witness being duly sworn this the 14<sup>th</sup>  
day of August 1882.

Robert F. Lyon J. P.



Joseph Bishop of witness of  
of lawful age of her being  
duly sworn deposes as follows

Q. Now you know whether David Bishop's  
wife Orlena Bishop ever do sent her  
husband or not - } Robert F. Lyon 19th

Joseph <sup>this</sup> Bishop <sub>mark</sub>

Ans. She did

and this deponent say etc not

This august 14th 1882



David Bishop  
vs Deho for Deff  
Orlena Bishop

Received, sealed,  
and filed Aug 22/82,  
J. A. Hyatt  
Clerk



# The Commonwealth of Virginia.

To The Sheriff of Lee County, Greeting: ☐

We command you to summon

*Oslem Bishop*

To appear at the Clerk's Office of the Circuit Court of Lee county, at the Court House, on the first Monday in *July*  
next, being rule, to answer a bill in <sup>*108*</sup> Chancery, exhibited in our said Court against *her* by

*David Bishop*

And have then there this writ. Witness JAMES W. Orr, Clerk of our said Court, at the Courthouse, this *23<sup>rd</sup>*  
day of *June* 188*1*, in the 10*5* year of the Commonwealth.

*Acopy* *John C. Orr, D. Clerk.*  
*6 Lute-John C. Orr, D.C.*



# The Commonwealth of Virginia.

To The Sheriff of Lee County, Greeting: ☐

We command you to summon

*Orcena Bishop*

To appear at the Clerk's Office of the Circuit Court of Lee county, at the Court House, on the first Monday in *July*  
next, being *day* rule, to answer a bill in Chancery, exhibited in our said Court against *her* by

*David Bishop*

And have then there this writ. Witness JAMES W. Orr, Clerk of our said Court, at the Courthouse, this *23rd*  
day of *June* 188*7*, in the 10 *5* year of the Commonwealth.

*John C. Orr*, D. Clerk.



mailed

David Bishop  
vs { Spa. in Chy.

Olivia Bishop

July Rules 1881.

Not executed the  
defendant being  
a non resident  
Francis Miles S.D.  
for J. S. Ely S.D. Co.



# The Commonwealth of Virginia.

To The Sheriff of Lee County, Greeting:

We command you to summon

*Orlena Bishop*

To appear at the Clerk's Office of the Circuit Court of Lee county, at the Court House, on the first Monday in  
next, being rule, <sup>day</sup> to answer a bill in Chancery, exhibited in our said Court against \_\_\_\_\_ by

*David Bishop*

And have then there this writ. Witness JAMES W. Orr, Clerk of our said Court, at the Courthouse, this  
day of *May* 1881, in the 10<sup>th</sup> year of the Commonwealth.

*Attest* *James W Orr* Clerk.  
*James W Orr* Clerk.



# The Commonwealth of Virginia.

We command you to summon

To The Sheriff of Lee County, Greeting:

*Orlando Bishop*

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To appear at the Clerk's Office of the Circuit Court of Lee county, at the Court House, on the first Monday in  
next, being <sup>day</sup> rule, to answer a bill in Chancery, exhibited in our said Court against *her* by

*Daniel Bishop*

And have then there this writ. Witness JAMES W. Orr, Clerk of our said Court, at the Courthouse, this  
day of *May* 188 / , in the 10<sup>th</sup> year of the Commonwealth.

*James W Orr*

Clerk.



<sup>Manus</sup>  
David Bishop

vs { Opa in chy.

Orlando Bishop

June Rules 1881.

Not executed. The parties being non-resident.

J. Mills D. S. for  
Y. S. Ely S. L. C.



# The Commonwealth of Virginia.

To The Sheriff of Lee County, Greeting:

WE COMMAND YOU TO SUMMON

*Orlena. Bishop*

To appear at the Clerk's office of the Circuit Court of Lee county, at the Court House, on the first Monday in *November*  
Next, to answer *a bill in chancery, exhibited in our*  
*said Court against her - by David Bishop*

*J. A. Hyatt*

And have then there this writ. Witness, *James W. Orr*, Clerk of our said Court at  
he Court House, this *22* day of *September* 1881 : in the *106* year of the Commonwealth.

*J. A. Hyatt* Clerk.



Orleans Bishop  
Wm B. Spivey in Chy  
Orleans Bishop  
Do New Orleans 1881

See official  
return.

I certify that on the 7th day of Oct 1881, at  
Scott Co N.M., I served a copy of the within on  
Orleans Bishop, the within named defendant,  
and, that she, the said defendant is a nonresi-  
dent of the Commonwealth of Virginia William Rogers  
this day personally appeared before me, J. M. Tate, a Justice  
of the peace for Lee Co Va, and made oath that the  
above statement is true  
Jno. M. Tate J.P.